IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

Central Excise Application No. 4 of 1999

The Commissioner of Central Excise, Mumbai .. Applicant
V/s.
M/s. Hindustan Petroleum
Corporation Ltd., Mumbai .. Respondent

Mr. R.V. Desai with Mr. P.S. Jetley and Mr. Y.R. Mishra for the Applicant
None present for the Respondent

CORAM : S. RADHAKRISHNAN &
J.H. BHATIA, JJ.
DATED : 23.06.2005.

P.C.:-

1. Heard the learned counsel for the Applicant. None appears for the Respondent. The Tribunal had relied on the order passed by our High Court in **Solar Pesticide Pvt. Ltd. 1992 (57) E.L.T. 201.** It appears that our Division Bench judgment has been overruled by the Supreme Court in **Union of India v. Solar Pesticide Pvt. Ltd. 2000 (116) E.L.T. 401 (S.C.)**.

2. Under the aforesaid facts and circumstances, the Application is made absolute in terms of prayer clause (a).

(S. RADHAKRISHNAN, J.)

(J.H. BHATIA, J.)